



January 9, 2009

SENATE BILL No. 4

DIGEST OF SB 4 (Updated January 7, 2009 9:28 am - DI yl)

Citations Affected: IC 10-13.

Synopsis: Use of DNA evidence. Permits, subject to Combined DNA Index System (CODIS) guidelines, the superintendent of the state police department to authorize the investigation of a person genetically related to an individual whose DNA profile is stored in the DNA data base if the results of a DNA test conducted on a DNA sample as part of a criminal investigation do not show an exact match between the DNA sample and the DNA profile stored in the data base but show that the DNA sample matches the DNA profile stored in the data base so closely as to suggest that a person genetically related to the individual whose DNA profile is stored in the data base may be a suspect.

Effective: July 1, 2009.

Zakas, Merritt, Arnold, Bray

January 7, 2009, read first time and referred to Committee on Rules and Legislative Procedure.

January 8, 2009, amended; reassigned to Committee on Judiciary.

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SB 4—LS 6079/DI 13+



January 9, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 4

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 10-13-6-13.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2009]: **Sec. 13.5. If a DNA analysis conducted**
4 **on a DNA sample as part of a criminal investigation:**

5 (1) **does not establish an exact match between the DNA sample**
6 **and the DNA profile of an individual whose DNA record is**
7 **stored in the Indiana DNA data base; and**

8 (2) **indicates that the DNA sample so closely matches the DNA**
9 **profile of an individual whose DNA record is stored in the**
10 **data base as to reasonably suggest that the DNA sample**
11 **comes from a person who is genetically related to the**
12 **individual whose DNA record is stored in the data base;**

13 **subject to the CODIS (Combined DNA Index System) guidelines on**
14 **the use of a DNA record established by the Federal Bureau of**
15 **Investigation, the superintendent may authorize an investigation**
16 **of one (1) or more persons who are genetically related to the**
17 **individual whose DNA records are stored in the data base.**

SB 4—LS 6079/DI 13+



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COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 4, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Judiciary.

(Reference is to SB 4 as introduced.)

LONG, Chairperson

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